

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

_____	)	
UNITED STATES	)	
	)	
v.	)	NO. 04-10117-RWZ
	)	
DARREN FRANKLIN	)	
_____	)	

**DEFENDANT'S MOTION TO CONTINUE HEARING  
ON MOTION TO SUPPRESS**

Defendant, by his attorney, hereby moves this Court to continue the hearing on defendant's motion to suppress evidence, presently scheduled for November 3, 2005, for the following reasons:

1. The undersigned is presently on trial in Suffolk Superior Court in the first degree murder case of Commonwealth v. John Powell, No. 11199. The trial began on September 16, 2005, and is not expected to conclude before November 4, 2005, at the earliest.

2. The undersigned has conferred with Assistant U.S. Attorney Patrick Hamilton and has determined that both parties are available on the following dates: November 15, 17, 18, 21 and 22 (until 3 p.m.).

Respectfully submitted,

/s/ Jonathan Shapiro

Jonathan Shapiro

BBO No. 454220

Stern, Shapiro, Weissberg

& Garin, LLP

90 Canal Street, Suite 500

Boston, MA 02114-2022

(617) 742-5800

Dated: October 24, 2005

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